

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER  
NAKANISHI 2

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

**09/807295**

INTERNATIONAL APPLICATION NO.  
PCT/JP00/05439

INTERNATIONAL FILING DATE  
12 August 2000

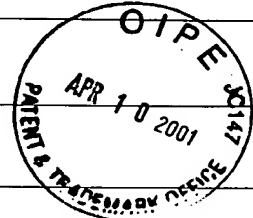
PRIORITY CLAIMED  
12 August 1999

TITLE OF INVENTION

**ELECTRONIC INFORMATION BACKUP SYSTEM**

APPLICANT(S) FOR DO/EO/US

**Yoshiaki NAKANISHI et al.**



Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f) ) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ The US has been elected in a Demand by the expiration of 19 months from the priority date (PCT Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not transmitted by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An Assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
  - ☒ Courtesy copy of the first page of the International Publication (WO 01/13293).
  - ☒ Formal drawings, 19 sheets, Figures 1-21.
  - ☒ Courtesy Copy of the International Search Report.

|   |  |  |  |   |  |
|---|--|--|--|---|--|
| U.S. APPLICATION NO. (If known, see 37 CFR 1.5)<br><b>09/807295</b> |  | International Application No.<br><b>PCT/JP00/05439</b> |  | Attorney's Docket No.<br><b>NAKANISHI 2</b> |  |
|---|--|--|--|---|--|

|   |              |              |           |                                  |           |
|---|--------------|--------------|-----------|----------------------------------|-----------|
| 17. [xx] The following fees are submitted:<br><b>BASIC NATIONAL FEE (37 CFR 1.492 (a)(1)-(5):</b><br>Neither international preliminary examination fee (37 CFR 1.482)<br>nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO<br>and International Search Report not prepared by the EPO or JPO..... <b>\$1000.00</b><br><br>International preliminary examination fee (37 CFR 1.482) not paid to<br>USPTO but International Search Report prepared by the EPO or JPO..... <b>\$860.00</b><br><br>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but<br>international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... <b>\$710.00</b><br><br>International preliminary examination fee paid to USPTO (37 CFR 1.482)<br>but all claims did not satisfy provisions of PCT Article 33(1)-(4)..... <b>\$690.00</b><br><br>International preliminary examination fee paid to USPTO (37 CFR 1.482)<br>and all claims satisfied provisions of PCT Article 33(1)-(4)..... <b>\$100.00</b> |              |              |           | <b>CALCULATIONS PTO USE ONLY</b> |           |
| <b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>   |              |              |           | \$ 860.00                        |           |
| Surcharge of \$130.00 for furnishing the oath or declaration later than [X] 20 [ ] 30<br>months from the earliest claimed priority date (37 CFR 1.492(e)).  |              |              |           | \$ 130.00                        |           |
| Claims as Originally Presented  | Number Filed | Number Extra | Rate      |                                  |           |
| Total Claims  | 70 - 20      | 50           | X \$18.00 | \$ 900.00                        |           |
| Independent Claims  | 6 - 3        | 03           | X \$80.00 | \$ 240.00                        |           |
| Multiple Dependent Claims (if applicable)   |              |              |           | +\$270.00                        | \$ 270.00 |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>  |              |              |           | <b>\$ 2,400.00</b>               |           |
| Claims After Post Filing Prel. Amend  | Number Filed | Number Extra | Rate      |                                  |           |
| Total Claims  | - 20         |              | X \$18.00 | \$                               |           |
| Independent Claims  | - 3          |              | X \$78.00 | \$                               |           |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>  |              |              |           | <b>\$ 2,400.00</b>               |           |
| Reduction of 1/2 for filing by small entity, if applicable. Applicant claims small entity<br>status. See 37 CFR 1.27.   |              |              |           | \$                               |           |
| <b>SUBTOTAL =</b>   |              |              |           | <b>\$ 2,400.00</b>               |           |
| Processing fee of \$130.00 for furnishing the English translation later than [ ] 20 [ ] 30<br>months from the earliest claimed priority date (37 CFR 1.492(f)).   |              |              |           | \$                               |           |
| <b>TOTAL NATIONAL FEE =</b>   |              |              |           | <b>\$ 2,400.00</b>               |           |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be<br>accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +   |              |              |           | \$                               |           |
| <b>TOTAL FEES ENCLOSED =</b>  |              |              |           | <b>\$ 2,400.00</b>               |           |
|   |              |              |           | <b>Amount to be:</b>             | \$        |
|   |              |              |           | <b>refunded</b>                  |           |
|   |              |              |           | <b>charged</b>                   | \$        |

a. [ ] A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.

b. [X] Credit Card Payment Form (PTO-2038), authorizing payment in the amount of \$ 2,400.00, is attached.

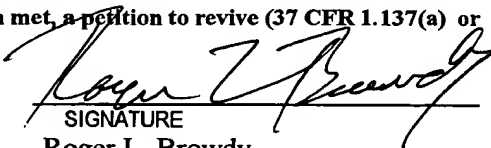
c. [ ] Please charge my Deposit Account No. **02-4035** in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.

d. [XX] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment  
to Deposit Account No. **02-4035**. A duplicate copy of this sheet is enclosed.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or  
(b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

**BROWDY AND NEIMARK, P.L.L.C.**  
**624 NINTH STREET, N.W., SUITE 300**  
**WASHINGTON, D.C. 20001**  
**TEL: (202) 628-5197**  
**FAX: (202) 737-3528**  
**Date of this submission: April 10, 2001**

  
 SIGNATURE  
**Roger L. Browdy**  
 NAME  
**25,618**  
 REGISTRATION NUMBER